IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF ALABAMA NORTHEASTERN DIVISION

DANIEL ADAM MARLOWE,)
Plaintiff,)
v.) Case No. 5:11-CV-468-VEH-RRA
DONALD ROESNER, et al.,)
Defendants.)

MEMORANDUM OF OPINION

The magistrate judge filed a report and recommendation on November 21, 2011, recommending that this action, filed pursuant to 42 U.S.C. § 1983, be dismissed under 28 U.S.C. § 1915A(b) for failing to state a claim upon which relief may be granted. No objections were filed.

Having carefully reviewed and considered *de novo* all the materials in the court file, including the report and recommendation, the Court is of the opinion that the magistrate judge's report is due to be and is hereby **ADOPTED** and the recommendation is **ACCEPTED**. Accordingly, the complaint is due to be dismissed pursuant to 28 U.S.C. § 1915A(b) for failing to state a claim upon which relief may be granted.

A Final Judgment will be entered.

DONE this the 15th day of December, 2011.

VIRGINIA EMERSON HOPKINS

United States District Judge